

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

OLIVER UDEMBA,)
)
Plaintiff,)
v.) CIVIL ACTION NO: 05 CV 11161 RGS
)
CUMBERLAND FARMS, INC.)
AND EMILE C. TAYEH,)
)
Defendant.)

**MOTION OF DEFENDANT CUMBERLAND FARMS, INC. FOR
RECONSIDERATION OF THE COURT'S ORDER GRANTING IN PART AND
DENYING IN PART THE COMPANY'S MOTION FOR ATTORNEYS' FEES.**

Pursuant to Fed.R.Civ.P. 60(b)(6), and LR 7.1, and for the reasons set forth in the accompanying Memorandum of Law, Defendant Cumberland Farms, Inc. ("the Company" or "CFI") moves for reconsideration of the Court's July 27, 2006 Order granting in part and denying in part the Company's motion for attorneys' fees.

DATED at Portland, Maine this 3rd day of August, 2006.

CUMBERLAND FARMS, INC.

By its attorneys,

MOON, MOSS & SHAPIRO, P.A.
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/s/ Philip J. Moss
Philip J. Moss

CERTIFICATE OF SERVICE

I, Philip J. Moss, attorney for Cumberland Farms, Inc., hereby certify that a paper copy of the Motion of Defendant Cumberland Farms, Inc. for Reconsideration of the Court's Order Granting In Part and Denying In Part the Company's Motion for Attorneys' Fees, electronically filed with the Clerk of Court using the ECF system, has been sent this date by first-class U.S. mail, postage prepaid to the following:

Aderonke O. Lipede, Esq.
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Boston, MA 02118
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and

Oliver Udemba
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Boston, MA 02123

Dated: August 3, 2006

/s/ Philip J. Moss

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